

Declaration of
vacancy by two-
thirds vote.

Charge and con-
trol of chain-gang.

Election, com-
pensation, and
duties of road
engineer.
Oath and bond.

Term of office.

Removal for cause.

Enumeration of
powers and duties.

Purchase of equip-
ment.

Proviso; audit and
approval of bills.

Hands and equip-
ment to be turned
over to commis-
sion.

sioners of the county. By a two-thirds vote of the Wake County Highway Commission, a vacancy may be declared in the said executive committee, and a new member elected to fill such vacancy. This vacancy may be created at any time within the discretion of the said two-thirds.

SEC. 9. The said Wake County Highway Commission shall have entire charge and control of the chain-gang and of all other prisoners convicted of crime and sentenced by the court or courts to servitude on the said public highways. The executive and finance committee shall elect by ballot a road engineer for Wake County, fix his compensation and define his duties. The person so elected shall take and subscribe an oath for the faithful performance of his duties as highway engineer, and shall execute an official bond in the sum of two thousand dollars for the faithful performance of his duties, and for accounting for the money and property which may come into his hands as said engineer, the bond to be approved by the executive and finance committee, and shall be filed and recorded in the office of the register of deeds for said county; he shall hold office for one year and until his successor is elected and qualified, except that the said executive and finance committee may at discretion remove said engineer from his office and elect a successor for the unexpired term. He shall enter upon his duties and work when and where directed by the said executive and finance committee; he shall direct the laying out of the highways selected by the said commission; he shall have control over and direct the workings of the convicts in Wake County, and shall also have control over and direct all other labor as may be deemed by the executive and finance committee proper to be employed on said roads; it shall be his duty to employ the overseers of the chain-gang, of the convict force, and such other force as it may be deemed by the executive and finance committee expedient to employ, and the necessary servants and guards for the working and caring for the convicts under and by authority of law; he shall prescribe the duties of the overseers, and may discharge them at any time; all of which duties of the said engineer shall be subject to the approval of the executive and finance committee.

SEC. 10. The said finance and executive committee may purchase tools, machinery, implements, and stock and all other things whatsoever deemed by them necessary for the purpose of working the convicts, or hire free labor on said public highways: *Provided*, that no bill or claim shall be paid by said committee till the same shall have been audited, approved, and countersigned by the auditor of said county. It shall be the duty of the board of county commissioners, after the issuing and sale of said bonds herein provided for, whenever called upon by the said Wake County Highway Commission, to turn over to it all convicts, tools, machinery, appliances, and road material, property and stock which may be